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Patent No. : 6,617,122
Inventor(s) : Hayden et al.
Issued : September 9, 2003
Title : PROCESS FOR IDENTIFYING MODULATORS OF ABC1
ACTIVITY
Docket No. : 760050-19

Re: Request for Certificate of Correction

Consideration has been given your request for the issuance of a certificate of correction for the above-identified patent under the provisions of Rule(s) 1.322 and or 1.323.

Assignees' names and addresses (assignment data) printed in a patent, are based *solely* on information supplied in the appropriate space for identifying the assignment data, i.e., item 3 of the Issue Fee Transmittal Form PTOL-85B. Granting of a petition, under 37 CFR 1.183, requesting the requirements of 37 CFR 3.81 to be waived, is required to correct applicant's error providing incorrect or erroneous assignment data, *before* issuance of a Certificate of Correction, under 37 CFR 1.323 (*see Manual of Patent Examining Procedures (M.P.E.P) Chp.1400, sect. 1481*). This procedure is required *at any time after the issue fee is paid*, including after issuance of the patent.

In view of the foregoing, your request, in this matter, is hereby denied.

A petition to correct the Assignee under 37 CFR 1.183 should include:

- A. the petition fee set forth in 37 CFR 1.117(h) (currently \$130);
- B. a request that 37 CFR 3.81(a) be waived to permit the correct name of the assignee to be provided;
- C. a statement that the failure to include the correct assignee name on the PTOL-85B was inadvertent; and
- D. a copy of the Notice of Recordation of Assignment Document, reflecting the reel and frame number where the assignment(s) is recorded and/or reflecting proof of *the date* the assignment was submitted for recordation.

In the Petition, Applicant(s) may request that the file is forwarded to Certificates of Correction Branch, for issuance of a Certificates of Correction, if the Petition is granted.

Any petition under 37 CFR 1.183 should be directed to the attention of the Assistant Commissioner for Patents, using the following mailing address or FAX number.

By Mail: Commissioner of Patents and Trademarks
Mail Stop: Petitions
Alexandria, VA 22313

By Fax: (703) 308-6916
Attn.: Office of Petitions

If a fee (currently \$100) was previously submitted for consideration of a Request for Certificate of Correction, under CFR 1.323, to correct assignment data, , no additional fee is required

Ennis Young
For Cecelia Newman
Decisions & Certificates
of Correction Branch
(703) 308-9390 ext.117 or (703) 305-8228



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
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P.O. Box 1450
ALEXANDRIA, VA 22313-1450
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Date Mailed : September 3, 2004

Patent No. : 6,617,122
Patent Issued : September 09, 2003
Docket No. : 760050-19

Re: Request for Certificate of Correction

Consideration has been given your request for the issuance of a certificate of correction for the above-identified patent under the provisions of Rule(s) 1.322.

The alleged error(s) Column 43, line 16. All changes are approved except the change to column 43, line 16 to change "Cfor Tat" to "C for A at," which would appear to introduce new matter into the specification. It is noted that applicant s provide no explanation for this change, and it is not obvious why such change is requested. the patent is printed in accordance with the record. In view of the foregoing, your request, in this matter(s), is hereby denied.

A certificate of correction will be issued to correct the remaining error(s) noted in your request.

Further consideration/reconsideration will be given upon receipt of a Request for Reconsideration under, under the provision of U.S.C. 254 or 255 (C.F.R. 1.322 or 1.323), accompanied by the appropriate response or fee of \$100, which should be directed to Decisions & Certificates of Correction Branch.

Ennis Young
Legal Instrument Examiner
(703) 305-8028

For Cecelia B. Newman, Supervisor
Decisions & Certificates of Correction Branch
(703) 305-8228 or (703) 303-8309 (Receptionist)

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 6,617,122 B1
DATED : September 9, 2003
INVENTOR(S) : Michael R. Hayden and Angela R. Brooks-Wilson

Page 1 of 2

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Column 9,

Line 18, delete "questions" and insert therefor -- question --

Line 37, delete "YAC" and insert therefor -- YACs --

Column 17,

Line 48, delete "429433" and insert therefor -- 429-433 --

Column 20,

Line 67, delete "Arterioscier" and insert therefor -- Arterioscler --

Column 31,

Line 42, delete "trails" and insert therefor -- trials --

Column 32,

Line 54, delete "an" and insert therefor -- a --

Column 33,

Line 37, delete "a"

Column 38,

Line 61, delete "a"

Column 40,

Line 41, delete "or" and insert therefor -- for --

Column 42,

Line 34, delete "an" and insert therefor -- a --

Line 51, delete "some these" and insert therefor -- some of these --

Column 43,

Line 8, delete "α" and insert therefor -- a --

→ Line 16, delete "Cfor Tat" and insert therefor -- C for A at --

Lines 21 and 41, delete "ofA" and insert therefor -- of A --

Lines 32 and 37, delete "Cfor" and insert therefor -- C for --

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 6,617,122 B1
DATED : September 9, 2003
INVENTOR(S) : Michael R. Hayden and Angela R. Brooks-Wilson

Page 2 of 2

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Column 44,

Line 6, delete "Cat" and insert therefor -- C at --
Line 15, delete "ofGforA" and insert therefor -- of G for A --
Line 21, delete "Gfor" and insert therefor -- G for --

Column 209,

Line 30, delete "ABC1 (ABC1)" and insert therefor -- ATP Binding Cassette
Transporter 1 (ABC1) --

Column 210,

Line 47, delete "mammal" and insert therefor -- human --

Column 211,

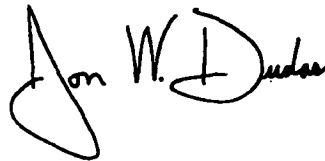
Line 4, delete "mammalian" and insert therefor -- human --
Lines 14 and 20, delete "ABC1 polypeptide" and insert therefor -- human ABC1
protein --
Line 50, delete "includes ABC1" and insert therefor -- includes an ABC1 --

Column 212,

Line 8, delete "identifyinc" and insert therefor -- identifying --
Line 43, delete "SED" and insert therefor -- SEQ --

Signed and Sealed this

Fifteenth Day of June, 2004



JON W. DUDAS
Acting Director of the United States Patent and Trademark Office